

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI**

HANS MOKE NIEMANN,

Plaintiff,

vs.

SVEN MAGNUS ØEN CARLSEN A/K/A
MAGNUS CARLSEN; PLAY MAGNUS AS,
D/B/A PLAY MAGNUS GROUP;
CHESS.COM, LLC; DANIEL RENSCH A/K/A
“DANNY” RENSCH; AND HIKARU
NAKAMURA,

Defendants.

Case No: 4:22-cv-01110-AGF

Hon. Audrey G. Fleissig

**DEFENDANTS MAGNUS CARLSEN, CHESS.COM, LLC,
AND HIKARU NAKAMURA’S MOTION FOR LEAVE TO FILE
MOTIONS TO DISMISS IN EXCESS OF LOCAL RULE PAGE LIMITATION**

Pursuant to E.D. Mo. L.R. 4.01(D), Defendants Magnus Carlsen, Chess.com, LLC (“Chess.com”) and Hikaru Nakamura (collectively, “Defendants”) move for leave to file separate Motions to Dismiss in excess of the fifteen (15) page limit set by the Local Rules. In support of this motion, Defendants state as follows:

1. E.D. Mo. L.R. 4.01(D) states that parties may not file motions, memoranda, or briefs in excess of fifteen (15) pages, exclusive of signature pages and attachments, without the Court’s leave.
2. Defendants plan to respond to Plaintiff Hans Niemann’s Second Amended Complaint, ECF No. 75 (the “Second Amended Complaint”) by filing separate Motions.
3. Niemann’s fifty-seven page Second Amended Complaint asserts seven causes of action and includes over 250 paragraphs of allegations.
4. To fully address the deficiency of the legal claims and theories set forth in

Niemann's Second Amended Complaint, Defendants respectfully request that this Court grant leave for each of them to exceed the 15-page limit as set forth herein.

5. Specifically, (i) Carlsen and Chess.com request the Court's leave to file separate, non-duplicative opening briefs of no more than thirty (30) pages in support of their respective forthcoming Motions; and (ii) Nakamura requests the Court's leave to file a separate non-duplicative opening brief of no more than twenty (20) pages in support of his forthcoming Motion.

6. This Court previously granted Carlsen and Chess.com an enlargement of the page limitation in connection with their motions to dismiss Niemann's Amended Complaint, ECF No. 20, that permitted Carlsen and Chess.com to file non-duplicative opening briefs of no more than twenty-five (25) pages. *See* ECF No. 37. The additional pages requested herein by Defendants are to address the new legal claims and allegations that Niemann has added to his Second Amended Complaint.

7. The undersigned counsel for Defendants inquired as to whether counsel for Niemann opposed this request and counsel for Niemann indicated he opposes this request. Defendants' counsels' correspondence with counsel for Niemann is attached as Exhibit A.

DATED: January 12, 2023

STINSON LLP

J. Nicci Warr (State Bar No. 59975)
7700 Forsyth Blvd., Suite 1100
St. Louis, MO 63105
Office: 314.259.4570
Email: nicci.warr@stinson.com

Respectfully submitted,

AXINN, VELTROP & HARKRIDER LLP

By: /s/ Craig M. Reiser
Craig M. Reiser, admitted *pro hac vice*
Denise L. Plunkett, admitted *pro hac vice*
Eva H. Yung, admitted *pro hac vice*
114 West 47th Street
New York, New York 10036
Office: 212.728.2200
Fax: 212.728.2201
Email: creiser@axinn.com
dplunkett@axinn.com
eyung@axinn.com

John M. Tanski, admitted *pro hac vice*
Caroline P. Boisvert, admitted *pro hac vice*
90 State House Square
Hartford, CT 06103
Office: 860.275.8100
Fax: 860.275.8101
Email: jtanski@axinn.com
cboisvert@axinn.com

Counsel for Defendant Magnus Carlsen

HUSCH BLACKWELL LLP

Derek Teeter MO# 59031
Spencer Tolson MO# 74467
HUSCH BLACKWELL LLP
4801 Main Street, Suite 1000
Kansas City, MO 64112
(816) 983-8000
(816) 983-8080 (Fax)
derek.teeter@huschblackwell.com
spencer.tolson@huschblackwell.com

Jeffrey B. Jensen MO# 46745
Kate Ledden MO# 66036
190 Carondelet Plaza, Suite 600
St. Louis, MO 63105
(314) 480-1500
(314) 480-1505 (Fax)
jeff.jensen@huschblackwell.com
kate.ledden@huschblackwell.com

LATHAM & WATKINS LLP

/s/ Nima H. Mohebbi
Nima H. Mohebbi, admitted *pro hac vice*
Sarah F. Mitchell, admitted *pro hac vice*
Michael A. Hale, admitted *pro hac vice*
LATHAM & WATKINS LLP
355 S. Grand Ave., Suite 100
Los Angeles, CA 90071
Tel: (213) 485-1234
nima.mohebbi@lw.com
sarah.mitchell@lw.com
michael.hale@lw.com

Jamie L. Wine, admitted *pro hac vice*
LATHAM & WATKINS LLP
1271 Avenue of the Americas
New York, NY 10020
Tel: (212) 906-1200
jamie.wine@lw.com

Blake E. Stafford, admitted *pro hac vice*
LATHAM & WATKINS LLP
555 Eleventh Street, NW, Suite 1000
Washington, D.C. 20004
Tel: (202) 637-2200
blake.stafford@lw.com

Counsel for Defendant Chess.com, LLC

LEWIS RICE LLC

By: /s/ Neal F. Perryman
Neal F. Perryman, #43057 (MO)
Michael L. Jente, #62980 (MO)
Benjamin M. Farley, #69073 (MO)
600 Washington Avenue, Suite 2500
St. Louis, Missouri 63101
Telephone: (314) 444-7661
Facsimile: (314) 612-7661
nperryman@lewisrice.com
mjente@lewisrice.com
bfarley@lewisrice.com

and

Michael J. Ryan, FL State Bar #975990*
*Admitted PHV
Freedland Harwin Valori Ryan
110 SE Sixth Street, Suite 2300
Fort Lauderdale, Florida 33301
Telephone: (954) 467-6400
Facsimile: (954) 670-2530
mryan@fhvlegal.com

Counsel for Defendant Christopher Hikaru Nakamura